I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 23, 2005.

John J. Kelly, Jr. Reg. No.: 29,182

Examiner

Elvis O. Price

Art Unit

1621

Docket No.

52433/664

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

K. FUJIMOTO et al.

Serial No.

10/030,368

Filed

October 25, 2001

For

PROCESS FOR PRODUCTION OF FORMATE ESTERS OR

METHANOL AND CATALYST THEREFOR

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL **PURSUANT TO 37 C.F.R. §41.31(a)**

SIR:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated September 24, 2004 of the Primary Examiner finally rejecting claims 28 and 39 in the above-identified patent application.

- Please charge the fee of Five Hundred Dollars (\$500.00) for filing a \mathbf{X} Notice of Appeal to Deposit Account 11-0600. A duplicate of this paper is enclosed.
- \mathbf{X}_{\cdot} Please charge any additional required fee or deficiency of fee associated with this appeal to Deposit Account 11-0600. A duplicate of this paper is enclosed.
- A petition for a three (3) month extension of time and deposit account \mathbf{X} authorization to cover the extension fee accompanies this Notice of Appeal.

Respectfully submitted, **KENYON & KENYON**

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